

1
2
3
4
5
6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 ARLENE M. BROWN,
10 Plaintiff,
11 v.
12 THE BOEING COMPANY, EMPLOYEE
13 BENEFIT PLANS COMMITTEE,
14 Defendants.

Case No. 2:17-cv-01354-RSM

**STIPULATED MOTION REGARDING
AMENDED COMPLAINT AND
EXTENSION OF DEADLINES AND
ORDER**

15
16 STIPULATION

17 The parties hereby file this stipulated motion pursuant to LCR 7(d)(1) and LCR 10(g) to
18 request that the Court set new deadlines for (1) Plaintiff to amend the complaint, (2) the
19 Defendants to respond, and (3) the parties' FRCP 26(f) Conference, Initial Disclosures, and Joint
20 Status Report (collectively, the parties' "Initial Scheduling Dates").

21 Plaintiff filed her complaint, *pro se*, on September 8, 2017, asserting multiple claims
22 under the Employee Retirement Income Security Act ("ERISA"). (Dkt. #1.) On September 28,
23 2017, the parties filed a stipulated motion to extend Defendants' deadline for responding to
24 Plaintiff's complaint from October 2, 2017 until October 31, 2017. (Dkt. # 4.) The Court
25 granted the stipulated motion on September 29, 2017. (Dkt. # 5.)

26 Pursuant to the Court's September 27, 2017 Order (Dkt. #3), the current Initial
Scheduling Dates are as follows: October 25, 2017 deadline for FRCP 26(f) Conference;

STIP. MOT. RE: AMENDED COMPLAINT
AND EXTENSION OF DEADLINES AND ORDER
2:17-CV-01354-RSM

MORGAN, LEWIS & BOCKIUS LLP
Attorneys at Law
77 West Wacker Drive
Chicago, IL 60601-5094

1 November 1, 2017 deadline for FRCP 26(a)(1) Initial Disclosures; and November 8, 2017
2 deadline for Joint Status Report and Discovery Plan as required by FRCP 26(f) and LCR 26(f).
3 (*Id.* at p. 1.)

4 On October 23, 2017, the parties filed a stipulated motion to extend the Initial Scheduling
5 Dates. (Dkt. # 10.) The Court granted the motion on October 25, 2017. (Dkt. # 11.) At the time
6 of the filing, Defendants' counsel did not realize that Plaintiff definitively intended to amend the
7 complaint.

8 After the stipulated motion to extend the Initial Scheduling Dates was filed, Defendants'
9 counsel spoke by telephone with Plaintiff. During the conference, Plaintiff explained that she
10 intends to amend the complaint to make corrections, to assert additional ERISA claims, and to
11 attach various exhibits, including documents from the administrative record that were recently
12 provided to Plaintiff.

13 Because Plaintiff intends to file an amended complaint, the parties have agreed that it
14 would be inefficient and a waste of time and resources for Defendants to file a responsive
15 pleading to the current complaint. Accordingly, the parties jointly ask the Court to extend the
16 current deadlines in this action as follows:

- 17
- 18 • November 15, 2017: Deadline for Amended Complaint
 - 19 • December 21, 2017: Deadline for Response to Amended Complaint
 - 20 • January 17, 2018: Deadline for FRCP 26(f) Conference
 - 21 • January 24, 2018: Initial Disclosures Pursuant to FRCP 26(a)
 - 22 • January 31, 2018: Combined Joint Status Report as Required by FRCP 26(f) and
LCR 26(f).

23 IT IS SO STIPULATED.

25 DATED this 26 day of October, 2017.
26

1 By: s/Arlene M. Brown

2 Arlene M. Brown, Pro Se
3 239 SW 189th Pl.
Normandy Park, WAS 98166
4 Phone: 206-431-8693
Email: pensionrights707@gmail.com

5 Plaintiff

6 By: s/ Robert M .Howie

7 FOX ROTHSCHILD LLP
Laurence A. Shapiro, WSBA #31301
Robert M. Howie, WSBA #23092
1001 Fourth Avenue, #4500
Seattle, WA 98154
Tel: 206.624.3600
Fax: 206.389.1708
rhowie@foxrothschild.com

8 By: s/ Emily A. Glunz

9 MORGAN, LEWIS & BOCKIUS LLP
Deborah S. Davidson (*pro hac vice*)
Emily A. Glunz (*pro hac vice*)
77 West Wacker Drive
10 Chicago, IL 60601
Tel: 312.324.1000
Fax: 312.324.1001
deborah.davidson@morganlewis.com
emily.glunz@morganlewis.com

11 *Attorneys for Defendants The Boeing Company*
12 *and the Employee Benefit Plans Committee*

ORDER

The stipulation of the parties is hereby entered. The revised deadlines are as follows:

- November 15, 2017: Deadline for Amended Complaint
 - December 21, 2017: Deadline for Response to Amended Complaint
 - January 17, 2018: Deadline for FRCP 26(f) Conference
 - January 24, 2018: Initial Disclosures Pursuant to FRCP 26(a)
 - January 31, 2018: Combined Joint Status Report as Required by FRCP 26(f) and LCR 26(f).

IT IS SO ORDERED this 27th day of October 2017.


RICARDO S. MARTINEZ
CHIEF UNITED STATES

Presented by:

By: *s/ Robert M. Howie*

Laurence A. Shapiro, WSBA #31301
Robert M. Howie, WSBA #23092

By /s/ *Emily A. Glunz*

Deborah S. Davidson (*pro hac vice*)

Emily A. Glunz (*pro hac vice*)

Attorneys for Defendants

By: s/*Arlene M. Brown*

Arlene M. Brown

Plaintiff

MORGAN, LEWIS &
BOCKIUS LLP
Attorneys at Law
Chicago

STIP. MOT. RE: AMENDED COMPLAINT
AND EXTENSION OF DEADLINES AND ORDER
2:17-CV-01354-RSM

MORGAN, LEWIS & BOCKIUS LLP
Attorneys at Law
77 West Wacker Drive
Chicago, IL 60601-5094